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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/121,368	07/28/98 LINDEN		B 913.12-0036

0242/0814

JOSEPH R KELLY  
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MINNEAPOLIS MN 55402-3319

NOT ASSIGNED

543

3734

DATE MAILED: 08/14/98

### NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
☐ small entity (statement filed) ☒ non-small entity is \$ 130

- ☒ 1. The statutory basic filing fee is:  
☐ missing.  
☐ insufficient.  
Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- ☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.  
\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.  
\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.  
\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:  
☒ is missing or unexecuted.  
☐ does not cover the newly submitted items.  
☐ does not identify the application to which it applies.  
☐ does not include the city and state or foreign country of applicant's residence.  
An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.
- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.  
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application does not comply with the Sequence Rules.  
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."
- ☐ 9. OTHER: \_\_\_\_\_

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

11/20/1998 GIBCKETT 00000010 0912304  
01 FC:105



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bradley C. Linden et al.

Serial No.: 09/121,368

Filed : July 23, 1998

Group Art Unit:  
3734

For : INTRA-EXTRAVASCULAR DRUG  
DELIVERY CATHETER AND METHOD

Docket No.: S13.12-0036

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF APPLICATION - FILING DATE GRANTED  
UNDER 37 CFR §§ 1.53(d) AND 1.16(e)**

**Box Missing Part**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

I HEREBY CERTIFY THAT THIS PAPER IS  
BEING SENT BY U.S. MAIL, FIRST  
CLASS, TO THE ASSISTANT  
COMMISSIONER FOR PATENTS,  
WASHINGTON, D.C. 20231, THIS

9<sup>th</sup> DAY OF September, 1998.  
*Joseph R. Kelly*  
PATENT ATTORNEY

Sir:

In response to the Notice to File Missing Parts of Application  
- Filing Date Granted dated August 14, 1998, Applicant encloses the  
following documents to complete the above-identified patent  
application filed July 23, 1998:

1. Our check in the amount of \$130.00 to cover the filing  
surcharge fee of \$130.00.
2. Petition and Fee for One-Month Extension of Time and Fee  
(duplicate).
3. Our check in the amount of \$110.00 to cover extension of  
time fee.
4. Declaration of Peter. T Keith.
5. Declaration of Dr. Bradley Linden, M.D.
6. Declaration of Dr. Donald F. Palme, II.
7. Declaration of Robert E. Atkinson.
8. Copy of application as filed on July 23, 1998.
9. Notice to File Missing Parts of Application-Filing Date  
Granted.

The Commissioner is authorized to charge payment of any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

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JRK:smn